

**MINUTES**  
**AGENDA COMMITTEE**  
**MONDAY, APRIL 4, 2005**

1. **Roll Call:** 2:32 p.m.  
**Present:** Mayor Bates and Councilmembers Maio and Wozniak.  
**Absent:** None.
2. **Public Comment:** None.
3. **Approval of Minutes of Meeting of March 14, 2005.**  
**Action:** Moved, seconded, carried (Maio/Wozniak) to approve the minutes.
4. **Review and Action on Draft City Council Special Agenda for April 11, 2005.**  
**Action:** All items approved for placement on the agenda with the following additions, deletions or changes:  
**Foothill Bridge**  
**From: Councilmember Spring**  
**Recommendation:** Visit New Education Development Systems, Inc. ("NEDS"), the property located at 2717 Hearst, to assess the impact the proposed Foothill Bridge would have on the enjoyment of views of the bay by the property owner.  
Contact: Dona Spring, Councilmember District 4, 981-7140  
**Action:** Title of item revised.
5. **Review and Action on Draft Work Session Agenda for April 12, 2005.**  
**Action:** All items approved for placement on the agenda with the following additions, deletions or changes:

Meeting time changed to 5:30 p.m.

**Added to Work Session Calendar:**

**Sister City Presentation: Borneo Project**

**From: City Manager**

**Recommendation:** Present information on the Berkeley–Uma Bawang sister city relationship and the history of the Borneo Project and its positive impact on rain forest preservation and indigenous rights.

Contact: Fred Medrano, Health and Human Services, 981-5100

**6. Review and Action on Draft City Council Agenda for April 12, 2005.**

**Action:** All items approved for placement on the agenda with the following additions, deletions or changes:

**Proposed Elimination of the Federal Community Development Block Grant Program**

**From: City Manager**

**Recommendation:** Adopt a Resolution ratifying action of the City Manager taken during recess to communicate to congressional representatives, Senate Appropriation Subcommittees and League of California Cities that the City: 1) opposes eliminating Community Development Block Grant (CDBG) allocations in the FY 2006 Federal Budget; 2) supports preserving CDBG in the U.S. Department of Housing and Urban Development (HUD) Budget; and 3) supports preserving and increasing overall appropriation allocations for HUD programs.

**Financial Implications:** See report.

Contact: Stephen Barton, Housing, 981-5400

**Action:** Moved to Consent Calendar and combined with item on elimination of CDBG.

**Specific Zoning for San Pablo Avenue**

**From: Councilmembers Maio and Moore**

**Recommendation:** Request the City Manager to add specific zoning for San Pablo Avenue to the work plan projects for the Planning Department.

**Financial Implications:** Staff time.

Contact: Linda Maio, Councilmember District 1, 981-7110 and Darryl Moore, Councilmember District 2, 981-7120

**Action:** Moved to April 19, 2005.

**Drayage: 651 Addison Street**

**From: Councilmember Spring**

**Recommendation:** Explore options regarding the evacuation of artists residing at 651 Addison Street to give them more time to find solutions.

**Financial Implications:** Unknown.

Contact: Dona Spring, Councilmember District 4, 981-7140

**Action:** Withdrawn by Councilmember Spring.

**State Density Bonus Calculations**

**From: Councilmember Spring**

**Recommendation:** Establish that the City's application of the state density bonus will be consistent with state law, Government Code §65915, (g), governing the density bonus statute, "The allowable density bonus is calculated at the date of application by the applicant to the city".

**Financial Implications:** None.

Contact: Dona Spring, Councilmember District 4, 981-7140

**Action:** Moved to Action Calendar.

### **Condominium Conversions**

**From: Councilmember Wozniak**

**Recommendation:** Request the City Manager, in light of probable repeal of the City's Tenants in Common prohibition, to direct staff to review the current ordinance regulating condominium conversions, and return to Council with a recommendation to amend the BMC in order to: 1) make conversions to condominiums more attractive to property owners than conversions to tenants in commons; 2) maximize protection of existing tenants; and 3) direct any proceeds from condominium conversion into the Housing Trust Fund.

**Financial Implications:** Staff time; potential revenue for the Housing Trust Fund.

Contact: Gordon Wozniak, Councilmember District 8, 981-7180

**Action:** Moved to Action Calendar and combined with item regarding subdivision ordinance on tenancies in common.

### **Sister City Presentation: Borneo Project**

**From: City Manager**

**Recommendation:** Present information on the Berkeley-Uma Bawang sister city relationship and the history of the Borneo Project and its positive impact on rain forest preservation and indigenous rights.

Contact: Fred Medrano, Health and Human Services, 981-5100

**Action:** Moved to April 12, 2005 Work Session Agenda.

### **Amend Environmental Procedures** *(Held over from March 15, 2005 by Councilmember Spring)*

**From: Councilmember Spring**

**Recommendation:** Request the City Manager to amend the City's Environmental Procedures and post the attached environmental procedures guidelines on the City's web page as part of the City's land use/environmental procedures.

**Financial Implications:** None.

Contact: Dona Spring, Councilmember District 4, 981-7140

**Action:** Moved to April 26, 2005.

### **Civic Center Park Rehabilitation Project**

**From: City Manager**

**Recommendation:** Adopt a Resolution allocating from one-time FY 2006 General Funds: 1) an additional \$400,000 to build all elements in the Civic Center Park Rehabilitation Project, including the fountain; and 2) \$200,000 to operate and maintain the fountain for three plus years, after this costs will be assumed by the Parks Tax.

**Financial Implications:** Various Funds – \$981,000.

Contact: Marc Seleznow, Parks Recreation & Waterfront, 981-6700

**Action:** Moved to Information Calendar.

### **Revisions to the Zoning Ordinance**

**From: City Manager**

**Recommendation:** Adopt first reading of an Ordinance to correct various typographic errors in Title 23 (Zoning Ordinance), and clarify long-standing interpretations of the regulatory text.

**Financial Implications:** None.

Contact: Dan Marks, Planning, 981-7400

**Action:** Moved to Consent Calendar.

**Added to Consent Calendar:**

**Support for Chancellor Robert Birgeneau's Statements on the Importance of Diversity at UC Berkeley**

**From: Mayor Bates and Councilmembers Maio, Wozniak and Capitelli**

**Recommendation:** Support UC Berkeley Chancellor Robert Birgeneau's Statements on the detrimental effect Proposition 209 has had on the diversity of students at UC Berkeley.

**Financial Implications:** None.

Contact: Tom Bates, Mayor, 981-7100

**Added to Action Calendar:**

**Condominium Conversions**

**From: Councilmember Spring**

**Recommendation:** Request the City Manager direct staff, in collaboration with the Rent Stabilization Board to review the current ordinance regulating condominium conversions, and return to Council with a recommendation whether to amend the BMC in order to:

1) further protect affordable rental housing stock in the City of Berkeley; 2) maximize, to the degree possible, protection of existing tenants; and 3) direct any proceeds from condominium conversion into the Housing Trust Fund.

Contact: Dona Spring, Councilmember District 4, 981-7140

**Added to Information Calendar:**

**Drayage: 651 Addison Street**

**From: City Manager**

Contact: Phil Kamlarz, City Manager, 981-7000

**7. Review and Action on scheduling of Calendar, Public Hearings, Presentations and Work Session topics.**

**a. Master Calendar**

**Action:** Scheduled Solar Energy Education Project for April 26, 2005 Work Session.

**b. Land Use Matters**

**Action:** None.

**8. Adjournment: 3:06 p.m.**